

1 Magistrate Judge Michelle L. Peterson
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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

POINTSTORY, LLC, a Washington limited
liability company;

NO. 2:23-cv-01691-JLR

Plaintiff,

**PLAINTIFF'S MOTIONS IN
LIMINE**

v.
PROTALUS USA, LLC, a Delaware limited
liability company,

Defendants.

Motion in Limine No. 1. To Exclude Evidence of Settlement Negotiations.

Pursuant to Federal Rule of Evidence 408, Plaintiff moves to exclude any evidence, testimony, or reference to settlement negotiations between the parties. Such evidence is inadmissible as it is offered to prove or disprove the validity or amount of a disputed claim.

Motion in Limine No. 2. To Exclude Undisclosed Witnesses and Exhibits.

Plaintiff moves to exclude any witnesses or exhibits not disclosed in Defendant's initial disclosures or pretrial disclosures, as required under Fed. R. Civ. P. 26 and 37(c)(1).

PLAINTIFF'S PRETRIAL STATEMENT
PURSUANT TO LCR 16(H) - 1

1 **Motion in Limine No. 3. To Exclude Hearsay Testimony.**

2 Plaintiff moves to exclude any hearsay statements not falling within a recognized
3 exception under Federal Rule of Evidence 801-807. This includes any out-of-court statements
4 offered to prove the truth of the matter asserted without proper foundation or exception.
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6 **Motion in Limine No. 4. To Exclude Lay Opinions on Contract Interpretation.**

7 Plaintiff moves to exclude testimony from lay witnesses regarding their interpretations
8 of the contract(s) at issue under Federal Rule of Evidence 701. Lay opinion must be rationally
9 based on the witness's perception and not based on legal or contractual interpretation.

10 Respectfully submitted this 18th day of April, 2025.

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13 Nicholas W. Juhl, WSBA 35318
14 Attorney(s) for Plaintiff